

1-1 By: Callegari (Senate Sponsor - Hegar) H.B. No. 2704
 1-2 (In the Senate - Received from the House May 6, 2013;
 1-3 May 7, 2013, read first time and referred to Committee on Natural
 1-4 Resources; May 15, 2013, reported favorably by the following vote:
 1-5 Yeas 11, Nays 0; May 15, 2013, sent to printer.)

1-6 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-7				
1-8	X			
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			
1-15	X			
1-16	X			
1-17	X			
1-18	X			

1-19 A BILL TO BE ENTITLED
 1-20 AN ACT

1-21 relating to bids for construction contracts for certain
 1-22 conservation and reclamation districts.

1-23 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-24 SECTION 1. Section 49.273(i), Water Code, is amended to
 1-25 read as follows:

1-26 (i) If changes in plans or specifications are necessary
 1-27 after the performance of the contract is begun, or if it is
 1-28 necessary to decrease or increase the quantity of the work to be
 1-29 performed or of the materials, equipment, or supplies to be
 1-30 furnished, the board may approve change orders making the changes.
 1-31 The board may grant authority to an official or employee
 1-32 responsible for purchasing or for administering a contract to
 1-33 approve a change order that involves an increase or decrease of
 1-34 \$50,000 or less. The aggregate of the change orders may not
 1-35 increase the original contract price by more than 25 [~~10~~]
 1-36 percent. Additional change orders may be issued only as a result
 1-37 of unanticipated conditions encountered during construction,
 1-38 repair, or renovation or changes in regulatory criteria or to
 1-39 facilitate project coordination with other political entities.

1-40 SECTION 2. Subchapter I, Chapter 49, Water Code, is amended
 1-41 by adding Section 49.2731 to read as follows:

1-42 Sec. 49.2731. PROCEDURES FOR ELECTRONIC BIDS. (a) A
 1-43 district may receive bids under Section 49.273 through electronic
 1-44 transmission if the board of the district adopts rules to ensure the
 1-45 identification, security, and confidentiality of electronic bids
 1-46 and to ensure that the electronic bids remain effectively unopened
 1-47 until the proper time.

1-48 (b) Notwithstanding any other provision of this chapter, an
 1-49 electronic bid or proposal is required to be sealed. A provision of
 1-50 this chapter that applies to a sealed bid applies to a bid received
 1-51 through electronic transmission in accordance with the rules
 1-52 adopted under Subsection (a).

1-53 SECTION 3. The change in law made by this Act applies only
 1-54 to a contract entered into on or after the effective date of this
 1-55 Act. A contract entered into before the effective date of this Act
 1-56 is governed by the law in effect on the date the contract was
 1-57 entered into, and the former law is continued in effect for that
 1-58 purpose.

1-59 SECTION 4. This Act takes effect immediately if it receives
 1-60 a vote of two-thirds of all the members elected to each house, as
 1-61 provided by Section 39, Article III, Texas Constitution. If this

2-1 Act does not receive the vote necessary for immediate effect, this
2-2 Act takes effect September 1, 2013.

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